

UNITED STATES DISTRICT COURT
 for the
 District of Montana

United States of America

v.

Amber Marie Cody

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Case No: CR 23-08-BU-DLC

USM No: 6430-9510

Date of Original Judgment: 01/03/2024

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Date of Previous Amended Judgment: _____

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(Use Date of Last Amended Judgment if Any)

Defendant's Attorney

**ORDER REGARDING MOTION FOR SENTENCE REDUCTION
 PURSUANT TO 18 U.S.C. § 3582(c)(2)**

Upon motion of the defendant the Director of the Bureau of Prisons the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

IT IS ORDERED that the motion is:

DENIED. GRANTED and the defendant's previously imposed sentence of imprisonment (*as reflected in the last judgment issued*) of _____ months **is reduced to** _____.

(See Page 2 for additional parts. Complete Parts I and II of Page 2 when motion is granted)

Defendant seeks a sentence reduction under the retroactive application to the criminal history rules in Parts A and B, subpart 1 of Amendment 821 to the United States Sentencing Guidelines. (*See Doc. 65.*) Because Defendant was sentenced after November 1, 2023, and according to the current Guidelines, (*see PSR ¶¶ 42–44*), Defendant is not eligible for a sentence reduction under the retroactive application of Amendment 821. Her motion is denied.

Except as otherwise provided, all provisions of the judgment dated _____ shall remain in effect.

IT IS SO ORDERED.

Order Date: 03/21/2024


Dana L. Christensen
 Judge's signature

Effective Date: _____
(if different from order date)

Dana L. Christensen, District Judge

Printed name and title